

RECEIVED
CENTRAL FAX CENTER

SEP 26 2007

FAX TRANSMISSION

DATE: September 26, 2007

PTO IDENTIFIER: Application Number 10/589,840
Patent Number

Inventor: Caligiuri et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: ROPES & GRAY LLP

David P. Halstead, J.D., Ph.D.

PHONE: (617) 951-7615

Attorney Dkt. #: GPCG-P01-297

PAGES (Including Cover Sheet): 8

CONTENTS: Request for Corrected Filing Receipt (1 page)
Copy of Filing Receipt with the Changes Marked Thereon (3 pages)
Application Data Sheet (3 pages)
This Facsimile Cover Sheet (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 951-7615 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

ROPES & GRAY LLP
One International Place, Boston, Massachusetts 02110
Telephone: (617) 951-7000 Facsimile: (617) 951-7050

RECEIVED
CENTRAL FAX CENTER

SEP 26 2007

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.

Dated: September 26, 2007Signature: Mary Jane DiPalma

(Mary Jane DiPalma)

Docket No.: GPCG-P01-297
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Patent Application of:
Caligiuri et al.

Application No.: 10/589,840

Confirmation No.: 2801

Filed: May 17, 2007

Art Unit: 1754

For: METHODS FOR TREATING RESISTANT OR
REFRACTORY TUMORS

Examiner: Not Yet Assigned

REQUEST FOR CORRECTED FILING RECEIPTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests that a corrected Filing Receipt be issued in the above-identified patent application. The official Filing Receipt received by Applicant, a copy of which is attached hereto, has the following errors:

In The Applicant(s) section:

Please correct the middle name of the third applicant from "Marie" to --Maria--;

In the Assignment section:

Please correct the name of the Assignee from "Gpc Boitech AG" to --GPC Biotech AG--.

Enclosed is a Supplemental Application Data Sheet to reiterate the third inventor's middle name and the correct name of the Assignee. Applicant additionally requests that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Applicant believes no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. GPCG-P01-297 from which the undersigned is authorized to draw.

Dated: September 26, 2007

Respectfully submitted,

By David P. Halstead

David P. Halstead, J.D., Ph.D.

Registration No.: 44,735

ROPES & GRAY LLP

One International Place

Boston, Massachusetts 02110

(617) 951-7000

(617) 951-7050 (Fax)

Attorneys/Agents For Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/589,840	05/17/2007	1754	3780	GPCG-P01-297	69	4

Ropes & Gray

CONFIRMATION NO. 2801

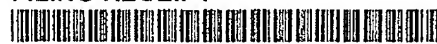
28120

ROPES & GRAY LLP
PATENT DOCKETING 39/41
ONE INTERNATIONAL PLACE
BOSTON, MA 02110-2624

SEP 07 2007

Intellectual Property Dept.

FILING RECEIPT



OC000000025503627

Date Mailed: 09/05/2007

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Maureen Caligiuri, Reading, MA;
Katja Wosikowski-Buters, Poing, GERMANY;
Anna Marie Casazza, Madison, CT;

*Maria***Assignment For Published Patent Application**~~Gpc Biotech~~ AG, Martinsried/ Munich, GERMANY*GPC Biotech***Power of Attorney:** The patent practitioners associated with Customer Number 28120.**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/EP05/01733 02/18/2005
which claims benefit of 60/546,097 02/18/2004

Foreign Applications**If Required, Foreign Filing License Granted:** 08/29/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/589,840**

Projected Publication Date: 12/06/2007

REVIEWED BY
DOCKETING

Non-Publication Request: No

Early Publication Request: No

Title

Methods For Treating Resistant Or Refractory Tumors

Preliminary Class

502

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as

set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

RECEIVED
CENTRAL FAX CENTER

SEP 26 2007

Supplemental Application Data Sheet**Application Information**

Application number:: 10/589,840
Filing Date:: 05/17/07
Application Type:: Regular
Subject Matter:: Utility
Suggested Group Art Unit:: N/A
CD-ROM or CD-R?: None
Sequence submission?: None
Computer Readable Form (CRF)?:: No
Title:: METHODS FOR TREATMENT RESISTANT
OR REFRACTORY TUMORS
Attorney Docket Number:: GPCG-P01-297
Request for Early Publication?: No
Request for Non-Publication?: No
Suggested Drawing Figure:: 1
Total Drawing Sheets:: 1
Small Entity?: No
Petition included?: No
Secrecy Order in Parent Appl.?: No

Applicant Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Maureen
Family Name:: Caligiuri
City of Residence:: Reading
State or Province of Residence:: MA

Country of Residence:: US
Street of mailing address:: 159 Pine Ridge Road
City of mailing address:: Reading
State or Province of mailing address:: MA
Postal or Zip Code of mailing address:: 01867

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Germany
Status:: Full Capacity
Given Name:: Katja
Family Name:: Wosikowski-Buters
City of Residence:: Poing
Country of Residence:: Germany
Street of mailing address:: Minervaweg 6
City of mailing address:: Poing
Country of mailing address:: Germany
Postal or Zip Code of mailing address:: 85586

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Italy
Status:: Full Capacity
Given Name:: Anna
Middle Name:: Maria
Family Name:: Casazza
City of Residence:: Madison
State or Province of Residence:: CT
Country of Residence:: US
Street of mailing address:: 40 Canady Lane
City of mailing address:: Madison
State or Province of mailing address:: CT

Postal or Zip Code of mailing address:: 06443

Correspondence Information

Correspondence Customer Number:: 28120

Representative Information

Representative Customer Number:: 28120

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Claims benefit of	60/546,097	02/18/04
This Application	National Stage of	EP05001733	02/18/05

Foreign Priority Information

Assignee Information

Assignee name:: GPC Biotech AG
Street of mailing address:: Fraunhoferstrasse 20
City of mailing address:: Martinsried / Munich
Country of mailing address:: Germany
Postal or Zip Code of mailing address:: 82152